

**Federal Defenders
OF NEW YORK, INC.**

Southern District
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February 5, 2020

BY ECF AND BY FAX

Honorable Laura Taylor Swain
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007

SDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: 2-5 22
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MEMO ENDORSED

**Re: United States v. Jesse Rodriguez,
18 Cr. 488 (LTS)**

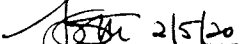
Dear Judge Swain:

I write with the consent of the government to request that the Court adjourn the status conference in the above-captioned matter currently scheduled for Thursday, February 6, at 10:30 a.m. Specifically, I request that the Court adjourn the conference by not less than 45 days and to a date other than March 26 or 27.

This adjournment is necessary because, having met with Mr. Rodriguez twice at Kingsbrook Hospital since his return from Butner, I have significant concerns about his competency and need to take consultation with a psychologist before the hearing required by 18 U.S.C. § 4241(e).

If the Court adjourns the conference, the parties respectfully request that the time until the next conference be excluded under the Speedy Trial Act, 18 U.S.C. § 3161(h), in the interest of justice.

THE APPLICATION IS GRANTED. THE CONFERENCE IS adjourned to
3/24/20 AT 11:30 AM IN COURTROOM 17C. THE COURT FINDS PURSUANT TO 18
U.S.C. §3161(h)(7)(A) THAT THE ENDS OF JUSTICE SERVED BY AN EXCLUSION OF THE TIME
FROM TODAY'S DATE THROUGH 3/24/20 OUTWEIGH THE BEST INTERESTS OF THE PUBLIC AND
THE DEFENDANT IN A SPEEDY TRIAL FOR THE REASONS STATED ABOVE. SO ORDERED.


LAURA TAYLOR SWAIN, USDJ

Respectfully submitted,

/s/
Clay H. Kaminsky
Assistant Federal Defender
(212) 417-8749

cc: AUSA Sarah Mortazavi